

742

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In the application of

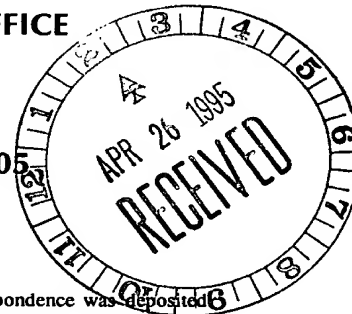
DAVID J. BOVA

Serial No. 08/368,378

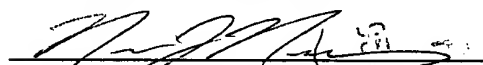
Filed January 14, 1995

For NICOTINIC ACID
COMPOSITIONS FOR TREATING
HYPERLIPIDEMIA AND RELATED
METHODS THEREFOR

Group Art Unit 1205



I hereby certify that this correspondence was deposited
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an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C.
20231 on this 14th day of April, 1995


Norma J. Nazarewicz, Sec'y to Douglas J. Hura

APR 25 1995
GROUP 120

INFORMATION DISCLOSURE STATEMENT

37 CFR §§1.97, 1.98

COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

Sir:

Pursuant to 37 CFR §1.97, relating to the filing of an Information Disclosure Statement, the Applicant hereby submits the following in compliance with the duty of disclosure as set forth in 37 CFR §1.56.

Information or art known to the Applicant and having an extent of relevance to the present application has been listed on PTO Form 1449 attached hereto. It includes 33 United States patents, 3 foreign patents/applications, 16 publications, 2 abstracts and 8 Lexis Database patent copies. The Applicant has employed PTO Form 1449 for the purposes of convenience of the Office and the Examiner.

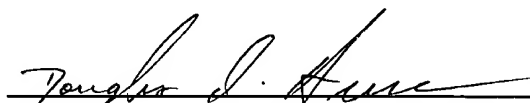
U.S. Patent No. 5,268,181 discloses a specific niacin admixture which is given as a single dose to lower nocturnal levels of serum cholesterol and the like.

No representation is made that the information is non-cumulative of the art disclosed, or that the information represents the only or the best information. The Applicant does not admit that any of the information he has provided is

necessarily prior to his invention but rather that it is information of which he is aware and that he believes should be provided to the Office in fulfillment of his duty of disclosure. Any question that may arise regarding priority of a specific reference shall be resolved during prosecution.

It should be evident that none of the art provided herein accomplishes the objects of the present invention. The Applicant believes that the claims of the subject application are patentably distinct over the art of record. In the event the Examiner would care to discuss any of the disclosed art more specifically, the undersigned attorney would welcome a telephone call.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Douglas J. Hura", is written over a horizontal line.

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April 14, 1995